

## **IC 31-34-8**

### **Chapter 8. Program of Informal Adjustment**

#### **IC 31-34-8-1**

##### **Implementation of program**

Sec. 1. After the preliminary inquiry and upon approval by the juvenile court, the intake officer may implement a program of informal adjustment if the officer has probable cause to believe that the child is a child in need of services.

*As added by P.L.1-1997, SEC.17.*

#### **IC 31-34-8-2**

##### **Consent**

Sec. 2. The child and the child's parent, guardian, custodian, or attorney must consent to a program of informal adjustment.

*As added by P.L.1-1997, SEC.17.*

#### **IC 31-34-8-3**

##### **Petition for compliance; notice; hearing; order; contempt**

Sec. 3. (a) Upon the filing of a petition for compliance and after notice and a hearing on the petition for compliance, the juvenile court may order the parent, guardian, or custodian of a child to participate in a program of informal adjustment approved by the court under section 1 of this chapter.

(b) A parent, guardian, or custodian who fails to participate in a program of informal adjustment ordered by the court may be found in contempt of court.

*As added by P.L.1-1997, SEC.17.*

#### **IC 31-34-8-4**

##### **Advisement regarding entry of information into child abuse registry**

Sec. 4. (a) The advisement required by this section applies only to a person who:

(1) is named as being responsible for child abuse or neglect as the result of a substantiated report; and

(2) agrees to participate in a program of informal adjustment under this chapter.

(b) Before the person signs an agreement to participate in a program of informal adjustment, the department of child services shall advise the person, orally and in writing, of the extent to which information contained in the substantiated report must be entered into the child abuse registry under IC 31-33-17 if the court approves the informal adjustment under section 1 of this chapter.

*As added by P.L.1-1997, SEC.17. Amended by P.L.234-2005, SEC.177.*

#### **IC 31-34-8-5**

##### **Transmission of report to child abuse registry**

Sec. 5. Whenever the court approves a program of informal

adjustment arising out of a child abuse or neglect report, the department of child services shall transmit the report to the child abuse registry within five (5) working days as required by IC 31-33-8-13.

*As added by P.L.1-1997, SEC.17. Amended by P.L.234-2005, SEC.178.*

#### **IC 31-34-8-6**

##### **Duration of program; extension**

Sec. 6. A program of informal adjustment may not exceed six (6) months, except by approval of the juvenile court. The juvenile court may extend a program of informal adjustment an additional six (6) months.

*As added by P.L.1-1997, SEC.17.*

#### **IC 31-34-8-7**

##### **Report on extent of compliance**

Sec. 7. (a) Not later than five (5) months after a court approves a program of informal adjustment under this chapter, the department of child services shall file with the court a report indicating the extent of compliance with the program.

(b) If the court extends the period of the informal adjustment under section 6 of this chapter, the department of child services shall file a supplemental report not later than eleven (11) months after the court initially approves the program of informal adjustment updating the court on the status of a person's compliance with the program.

*As added by P.L.1-1997, SEC.17. Amended by P.L.234-2005, SEC.179.*

#### **IC 31-34-8-8**

##### **Informal adjustment program fee; order for payment**

Sec. 8. The juvenile court may order each child who participates in a program of informal adjustment or the child's parents to pay an informal adjustment program fee of:

- (1) at least five dollars (\$5); but
- (2) not more than fifteen dollars (\$15);

for each month that the child participates in the program instead of the court cost fees prescribed by IC 33-37-4-3.

*As added by P.L.1-1997, SEC.17. Amended by P.L.98-2004, SEC.112.*

#### **IC 31-34-8-9**

##### **Informal adjustment program fee; collection and disposition**

Sec. 9. (a) The probation department for the juvenile court shall:

- (1) collect the informal adjustment program fee set by section 8 of this chapter; and
- (2) transfer the collected informal adjustment program fees to the county auditor not later than thirty (30) days after the fees are collected.

(b) The county auditor shall deposit the fees in the county user fee

fund established by IC 33-37-8-5.

*As added by P.L.1-1997, SEC.17. Amended by P.L.98-2004,  
SEC.113.*